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PTO/SB/30 (09-03)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# Request for Continued Examination (RCE) Transmittal

Address to:  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/730,214
Filing Date	December 5, 2000
First Named Inventor	Miller, et al.
Art Unit	1631
Examiner Name	M. Borin
Attorney Docket Number	1125722-0005

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☒ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☒ Other 3 refs. Copy of Applicants' 3/31/03 Resp

## 2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☒ Deposit Account No. 23-1703

i. ☒ RCE fee required under 37 CFR 1.17(e) 08/12/2004 DTESSEM1 00000008 231703 09730214

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 770.00 DA

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard J. Sterner	Registration No. (Attorney/Agent)	35,372
Signature	<i>Richard J. Sterner</i>	Date	August 9, 2004

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Richard J. Sterner	Date	August 9, 2004
Signature	<i>Richard J. Sterner</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



1125722-0005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Miller, et al.  
Serial No. : 09/730,214 Examiner: M. Borin  
Filed : December 5, 2000 Group Art Unit: 1631  
For : METHOD AND SYSTEM FOR DESIGNING PROTEINS AND  
PROTEIN BACKBONE CONFIGURATIONS

Certificate of Mailing Under 37 C.F.R. § 1.8	
I hereby certify that this paper is being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
Richard J. Sterner	35,372
Agent Name	PTO Reg. No.
<i>Richard J. Sterner</i>	August 9, 2004
Signature	Date of Signature

**MAIL STOP RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

08/12/2004 DTESSEM1 00000008 231703 09730214

02 FC:1252 420.00 DA

**AMENDMENT AND RESPONSE**

Sir:

This is in response to the final Office Action mailed March 10, 2004. This communication serves as the response required in connection with the RCE being submitted concurrently herewith.

Serial No.: 09/730,214  
Filed: May 12, 2000  
Docket No. 1125722-0005

Reconsideration is respectfully requested in view of the  
amendments and remarks following.

**PETITION FOR EXTENSION OF TIME**

Applicants hereby request a two-month extension of time  
extending the time for response from June 10, 2004 up to and  
including August 10, 2004. The Commissioner is hereby  
authorized to charge the required \$420 extension fee to Deposit  
Account No. 23-1703. Any other fee which may be due in  
connection with this Petition may likewise be charged.